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Filing date: **07/11/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92054060
Party	Defendant Eduardo Klipstein
Correspondence Address	KATHLEEN A PASULKA PROCOPIO CORY HARGREAVES AND SAVITCH LLP 525 B STREET, SUITE 2200 SAN DIEGO, CA 92101 UNITED STATES docketing@procopio.com
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Attachments	Klipstein___Answer_to_Notice_of_Cancellation.pdf ( 3 pages )(17109 bytes )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark  
Registration Nos. 3304848 and 3304847  
Mark: DENTALMAX

_____	)	
Global Conquistadors S.A.	)	
	)	
Petitioner,	)	Cancellation No. 92054060
	)	
vs.	)	
	)	
Eduardo Klipstein,	)	
	)	
Registrant.	)	
_____	)	

**ANSWER TO PETITION FOR CANCELLATION**

Attention: Trademark Trial and Appeal Board  
Assistant Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Eduardo Klipstein, the Registrant identified above (“Registrant”), by and through its attorneys of record, answers each allegation in the Petition for Cancellation (“Cancellation”) filed by Global Conquistadors S.A. (“Petitioner”).

1. Registrant lacks sufficient knowledge or information to form a belief as to the truth of the allegations of paragraph 1 of the Cancellation and on that basis denies the same.
2. Registrant admits the allegations of paragraph 2 of the Cancellation.
3. Registrant admits the allegations of paragraph 3 of the Cancellation.
4. Registrant denies the allegations of paragraph 4 of the Cancellation.

5. Registrant denies the allegations of paragraph 5 of the Cancellation.
6. Registrant denies the allegations of paragraph 6 of the Cancellation.
7. Registrant denies the allegations of paragraph 7 of the Cancellation.

### **AFFIRMATIVE DEFENSES**

1. Registrant and his predecessors in interest used the marks protected by Registration Nos. 3,304,848 and 3,304,847 well before Applicant's filing of Application Serial No. 77/938,414, or any use by Applicant of the DENTO-MAX mark in commerce in the United States.


THEREFORE, Registrant is informed and believes, and thereupon alleges, that the allegations of the Cancellation are insufficient to cancel the subject Registrations, and Registrant prays that the Cancellation proceeding be dismissed with prejudice.

Service has been made on Petitioner's counsel as shown in the attached certificate of service.

Dated: July 11, 2011

Respectfully submitted,

PROCOPIO CORY HARGREAVES & SAVITCH LLP

By:   
Kathleen A. Pasulka-Brown  
Attorney for Registrant  
Eduardo Klipstein

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Docket No. 113903-5/6

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **ANSWER TO PETITION FOR CANCELLATION** was served upon counsel for Petitioner as follows:

Michele P. Schwartz  
1717 Main Street, Suite 3700  
Dallas, Texas 75201

By first class U.S. mail, postage prepaid, on July 11, 2011.

Dated: July 11, 2011



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Kathleen A. Pasulka-Brown